

1 HONORABLE JAMAL N. WHITEHEAD
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12 UNITED STATES DISTRICT COURT
13 WESTERN DISTRICT OF WASHINGTON
14 AT SEATTLE
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17 JENIFER ESHOM,

18 Plaintiff,

19 v.

20 KING COUNTY, a Washington municipal
21 corporation,

22 Defendant.

23 No. 2:23-cv-00028-JNW

24 SECOND STIPULATED MOTION
25 AND PROPOSED ORDER TO
26 CONTINUE CERTAIN CASE
27 DEADLINES

NOTE ON MOTION CALENDAR:
FEBRUARY 7, 2025

JOSEPH ESHOM,

Plaintiff,

v.

KING COUNTY, a Washington municipal
corporation,

Defendant.

No. 2:24-cv-00007-JNW

SECOND STIPULATED MOTION AND
PROPOSED ORDER TO CONTINUE
CERTAIN CASE DEADLINES – 1

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1 Plaintiffs Jenifer and Joseph Eshom and Defendant King County jointly request that this
 2 Court vacate and continue certain case deadlines, including Joseph Eshom's trial date, thereby
 3 establishing the case schedule set forth in the table below.¹

Event	Current Deadline	Requested Deadline
Joseph Eshom Jury Trial (8-10 days)	September 8, 2025	April 4, 2026
Jenifer Eshom Jury Trial (8-10 days)	November 3, 2025	November 3, 2025
Deadline for Filing Amended Pleadings	November 11, 2024	November 11, 2024
Disclosure of Non-Financial Expert Testimony	November 11, 2024	November 11, 2024
Disclosure of Non-Financial Rebuttal Expert Testimony	December 11, 2024	December 11, 2024
Disclosure of Financial Expert Testimony	December 9, 2024	December 9, 2024
Disclosure of Rebuttal Expert Financial Testimony	January 9, 2025	January 9, 2025
Filing of Discovery Motions	February 7, 2025	April 2, 2025
Discovery Complete	March 7, 2025	May 2, 2025
Filing of Dispositive Motions	April 7, 2025	June 4, 2025
Filing of Motions Challenging Expert Witnesses Under <i>Daubert</i>	April 7, 2025	June 4, 2025
Jenifer Eshom Settlement Conference	September 4, 2025	September 4, 2025
Jenifer Eshom Motions In Limine	September 24, 2025	September 24, 2025
Jenifer Eshom Deposition Designations Submitted to the Court	October 13, 2025	October 13, 2025
Jenifer Eshom Agreed Pretrial Order Submitted to the Court	October 13, 2025	October 13, 2025
Jenifer Eshom Trial Briefs, Proposed Voir Dire Questions, and Proposed Jury Instructions Submitted to the Court	October 20, 2025	October 20, 2025

26
 27 ¹ The cumulative effect of these requested continuances is to provide the parties additional time for discovery in each
 of these partially consolidated cases, affirm the trial date and trial related deadlines assigned to the case by
 Jenifer Eshom, and continue the trial date and trial related deadlines assigned to the case by Joseph Eshom.

**SECOND STIPULATED MOTION AND
PROPOSED ORDER TO CONTINUE
CERTAIN CASE DEADLINES – 2**

1 Jenifer Eshom 2 Pretrial Conference	3 October 27, 2025	4 October 27, 2025
5 Joseph Eshom 6 Settlement Conference	7 July 10, 2025	8 February 6, 2026
9 Joseph Eshom 10 Motions In Limine	11 July 30, 2025	12 March 6, 2026
13 Joseph Eshom 14 Deposition Designations 15 Submitted to the Court	16 August 18, 2025	17 March 13, 2026
18 Joseph Eshom 19 Agreed Pretrial Order 20 Submitted to the Court	21 August 18, 2025	22 March 13, 2026
23 Joseph Eshom 24 Trial Briefs, Proposed 25 Voir Dire Questions, and 26 Proposed Jury Instructions 27 Submitted to the Court	28 August 25, 2025	29 March 20, 2026
30 Joseph Eshom Pretrial 31 Conference	32 September 1, 2025	33 March 27, 2026

12 Good cause supports this joint request because:

13 1. The parties have been and are working amongst themselves to resolve discovery
14 disputes concerning: (A) financial disclosures, (B) document collection, (C) complex e-discovery
15 issues, and (D) deposition scheduling.

16 2. After several discovery conferences, the parties reached discovery agreements they
17 believe will eliminate the need for motions or cross-motions to compel. The parties nevertheless
18 do not believe all document productions and depositions can reasonably be completed before the
19 current discovery cutoff of March 7, 2025.

20 3. Since the parties last appeared before this Court, those agreements have helped each
21 party move forward. Plaintiffs have recently begun addressing Defendant's concerns regarding the
22 adequacy of their efforts to search for, review, and produce documents and information, and
23 Defendant believes Plaintiffs' progress so far may prove promising. Defendant too has made
24 progress in its obligations to each Plaintiff. Specifically, Defendant resolved various complex
25 e-discovery issues, including issues concerning the decryption of its potentially responsive and
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27 **SECOND STIPULATED MOTION AND
PROPOSED ORDER TO CONTINUE
CERTAIN CASE DEADLINES – 3**

non-privileged data, and has produced its responsive and non-privileged records to Plaintiffs.² Defendant reports it is now substantially complete in its document production obligations to Plaintiffs.

4. Finally, both parties are using (and will continue to use) best efforts to agree upon a firm deposition schedule. And on this front, the parties also have made progress.

A. Plaintiffs recently identified twelve prospective deponents and, on January 31, 2024, noted twelve depositions to occur between February 11, 2025 and March 5, 2025. Due to competing deadlines and depositions in other matters, defense counsel are nevertheless unable to prepare for and defend twelve depositions in this case before March 5, 2025. Granting the requested continuance will allow Defendant to coordinate and confirm deposition availability of those who Plaintiffs would like to depose (to the extent Defendant employs those prospective deponents (and such objections are not otherwise objectionable)) in a fair and orderly manner without prejudice to any party.

B. Defendant has also noted the depositions of each Plaintiff, and Plaintiffs' expert. Defendant expects the deposition of Plaintiffs' expert may proceed as noticed on February 28, 2025. Defendant will strike its depositions of Plaintiffs and remote same after issues concerning Plaintiffs' document and text message productions are resolved.

5. Providing the parties their requested continuance will therefore conserve judicial resources as well as help facilitate just, speedy, and inexpensive determinations in this action.

Stipulated to this 7th day of February 2025.

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LAW OFFICE OF BRIAN FAHLING

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² Defendants' most recent document productions were disclosed on January 9, 2025, January 17, 2025, and January 24, 2025.

**SECOND STIPULATED MOTION AND
PROPOSED ORDER TO CONTINUE
CERTAIN CASE DEADLINES – 4**

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[PROPOSED] ORDER

The Court grants the parties' stipulated motion. The following deadlines are established:

Event	Current Deadline	Requested Deadline
Joseph Eshom Jury Trial (8-10 days)	September 8, 2025	<u>April 6, 2026</u> ³
Jenifer Eshom Jury Trial (8-10 days)	November 3, 2025	November 3, 2025
Deadline for Filing Amended Pleadings	November 11, 2024	November 11, 2024
Disclosure of Non-Financial Expert Testimony	November 11, 2024	November 11, 2024
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Jenifer Eshom Trial Briefs, Proposed Voir Dire Questions, and Proposed Jury Instructions	October 20, 2025	October 20, 2025

³ The Court notes that the parties requested April 4, 2026—a Saturday—as Joseph Eshom's trial date. The Court sets the trial date for April 6, 2026—the following Monday.

1	Submitted to the Court		
2	Jenifer Eshom Pretrial Conference	October 27, 2025	October 27, 2025
3	Joseph Eshom Settlement Conference	July 10, 2025	February 6, 2026
4	Joseph Eshom Motions In Limine	July 30, 2025	March 6, 2026
5	Joseph Eshom Deposition Designations Submitted to the Court	August 18, 2025	March 13, 2026
6	Joseph Eshom Agreed Pretrial Order Submitted to the Court	August 18, 2025	March 13, 2026
7	Joseph Eshom Trial Briefs, Proposed Voir Dire Questions, and Proposed Jury Instructions Submitted to the Court	August 25, 2025	March 20, 2026
8	Joseph Eshom Pretrial Conference	September 1, 2025	March 27, 2026

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14 *The Court adds that—absent extraordinary circumstances—this will be the last*
15 *continuance.*

16 Dated this 10th day of February 2025.

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19 Honorable Jamal N. Whitehead
20 United States District Court Judge

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27 SECOND STIPULATED MOTION AND
 PROPOSED ORDER TO CONTINUE
 CERTAIN CASE DEADLINES – 6

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